

WELCOME TO THE WORKSHOP

2007 EDITION

The Dog & Pony Show

Just for EDUCATION?!?!?

How about a little Entertainment!!!!

We learn better when having some fun too.

Cody James

- Utah Department of Agriculture & Food
- Pesticide Enforcement Specialist

For The Law CEU

- TOP 5 PESTICIDE CASES
- ENFORCEMENT UPDATE
- THE BUSINESS LICENSE LAW

TOP 5 PESTICIDE CASES FOR UTAH IN 2007



5

UNLICENSED APPLICATORS
USING RUP'S

In conjunction with neighboring states

- unlicensed applicators were crossing the border to get RUP's
- Licensed in one state but not the other
- Mustang Max, Furadan, Tordon 22K



4

COMMERCIAL COMPANY
EMPTYING TANKS ON TO THE
GROUND

RECORDS AND SOIL SAMPLES

- A record audit was used to see exactly what to test samples for.
- Record audit also turned up numerous record violations
- Samples were positive for A.I. being looked for.



3

DRIFT? – YES!

MISAPPLICATION? – YES!

DEAD HORSE? – POSSIBLY!

Utah City Misapplies on ROW

- While spraying the side of a road for weeds the spray drifts or is applied onto the neighboring pasture.
- Later that day a horse is found dead in pasture grass that is a darker color and the soil is positive herbicide.



WOULD YOU TRUST THEM?



2

Lawn care applicator using the
wrong stuff!!!

WEED CONTROL ON DRIVEWAY

- 6 trees on property and 3 on neighbors showed damage.
- Lab results showed Krovar was used on the driveway.
- Both products used were misapplied
- 8 total violations



THE # 1 !!!

TERMITE APPLICATORS....

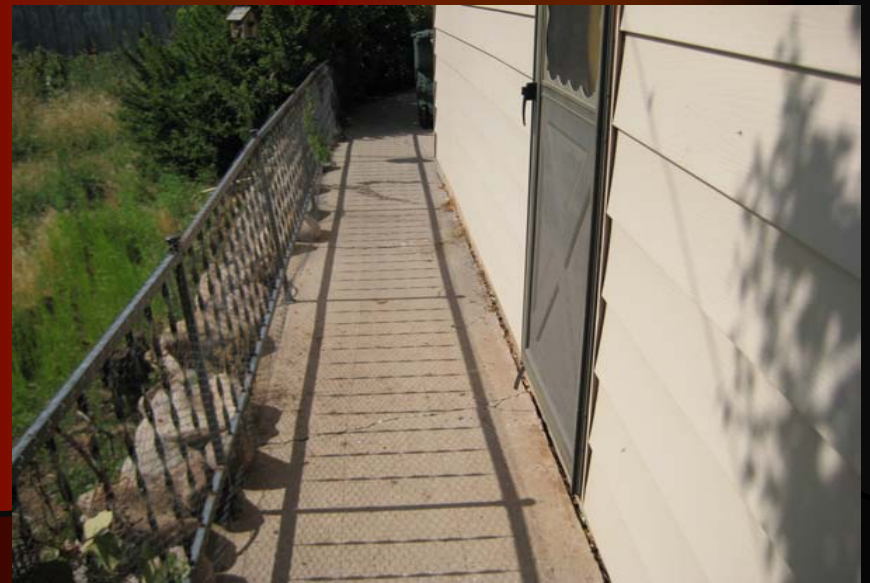
JUST PLAIN TERRIBLE

TERMITE TREATMENTS



TERMITE TREATMENTS

- Didn't know what was used.
- Applied an ag-use only insecticide.
- Made claim for a false warranty.
- Records violations
- Not licensed
- Total of 13 violations

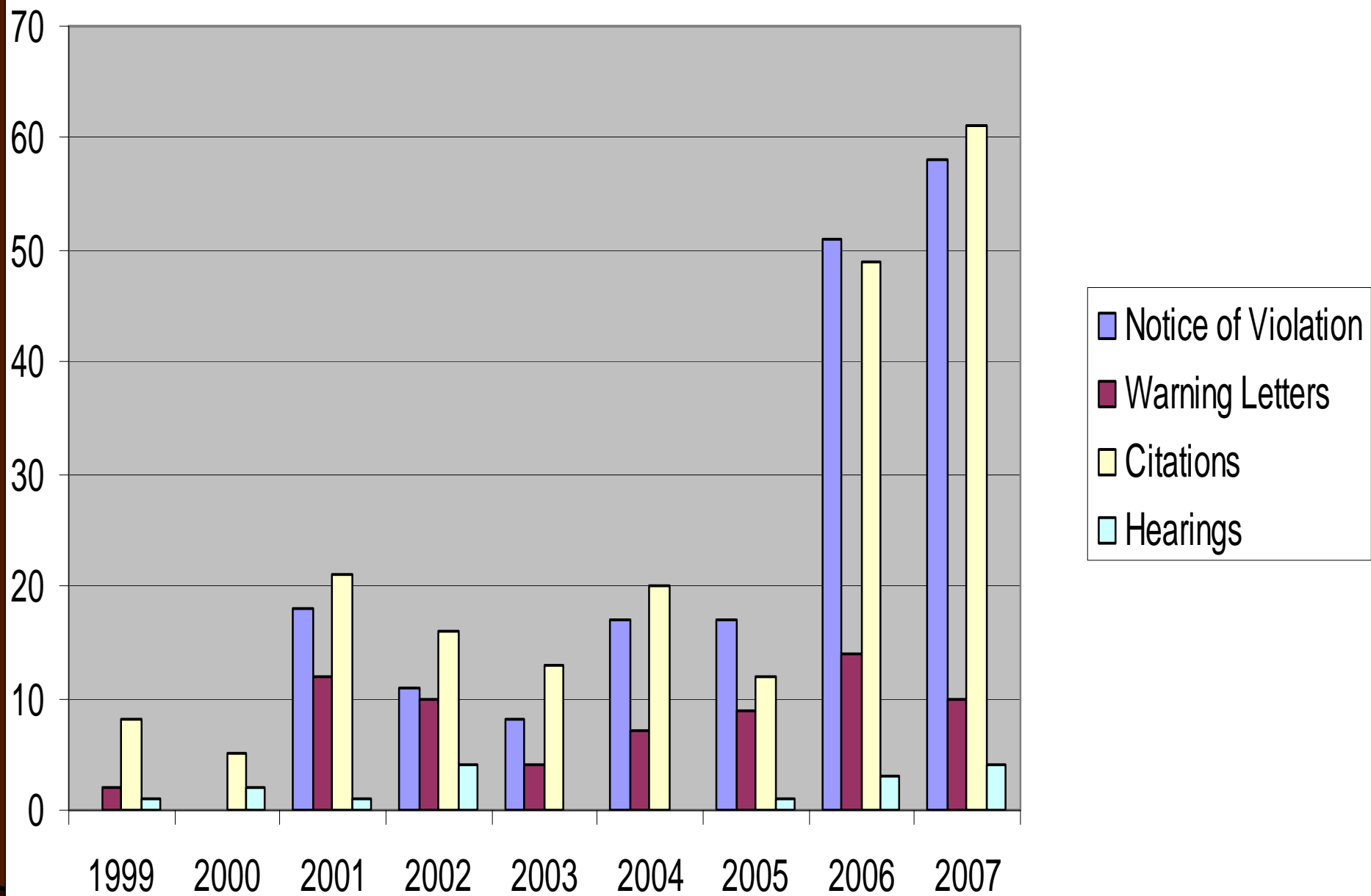


ENFORCEMENT UPDATE

- Fiscal year 2007 Inspection numbers were up by 30%
- A total of 260 inspections were filed for 2007.

Total Number of Inspections

- 297 inspections/investigations were started in fiscal year 2007.
- 260 were finished in fiscal year 2007
- Approximately 30 investigations were launched due to complaints



FUTURE ENFORCEMENT ACTION!!!



During 2007

- # of Notice of Violations - 58
- # of warning letters – 10
- # of citations – 61
- # of hearings – 4

Total Number of Inspections with Violations were up

- 75 inspections ended with at least one violation.
- That is up from 67 cases with violations in 2006.
- However the percentage of cases with violations was down from 33.5% in 2006 to 28% in 2007.

Number of Violations

- Cases in 2007 found a total of 125 violations of the Utah Pesticide Control Act.
- Up from 2006 when there were a total of 117 violations

The number 1 violation in 2007

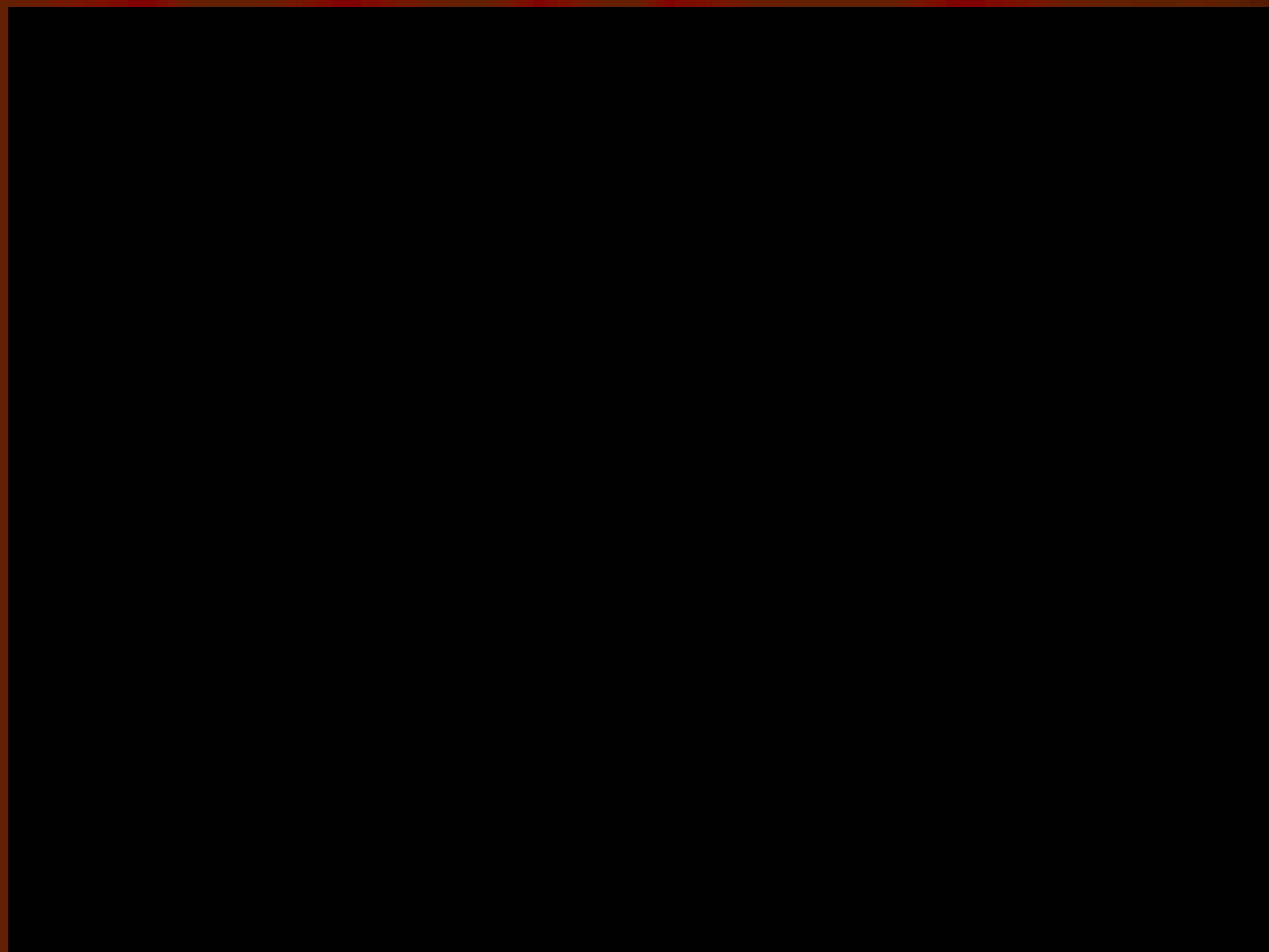
- Unlawful Act (11) Used or caused to be used any pesticide in a manner inconsistent with its labeling or rules of the department if those rules further restrict the uses provided on the labeling
 - A close second was
- (5) Refused or neglected to keep and maintain records required by these rules, or to make reports when and as required

So far for 2008

- 42 cases entered as finished
- 24 cases with violations
- 14 Notices of Violations written
- 4 warning letters sent
- 13 citations sent out
- 4 hearings set

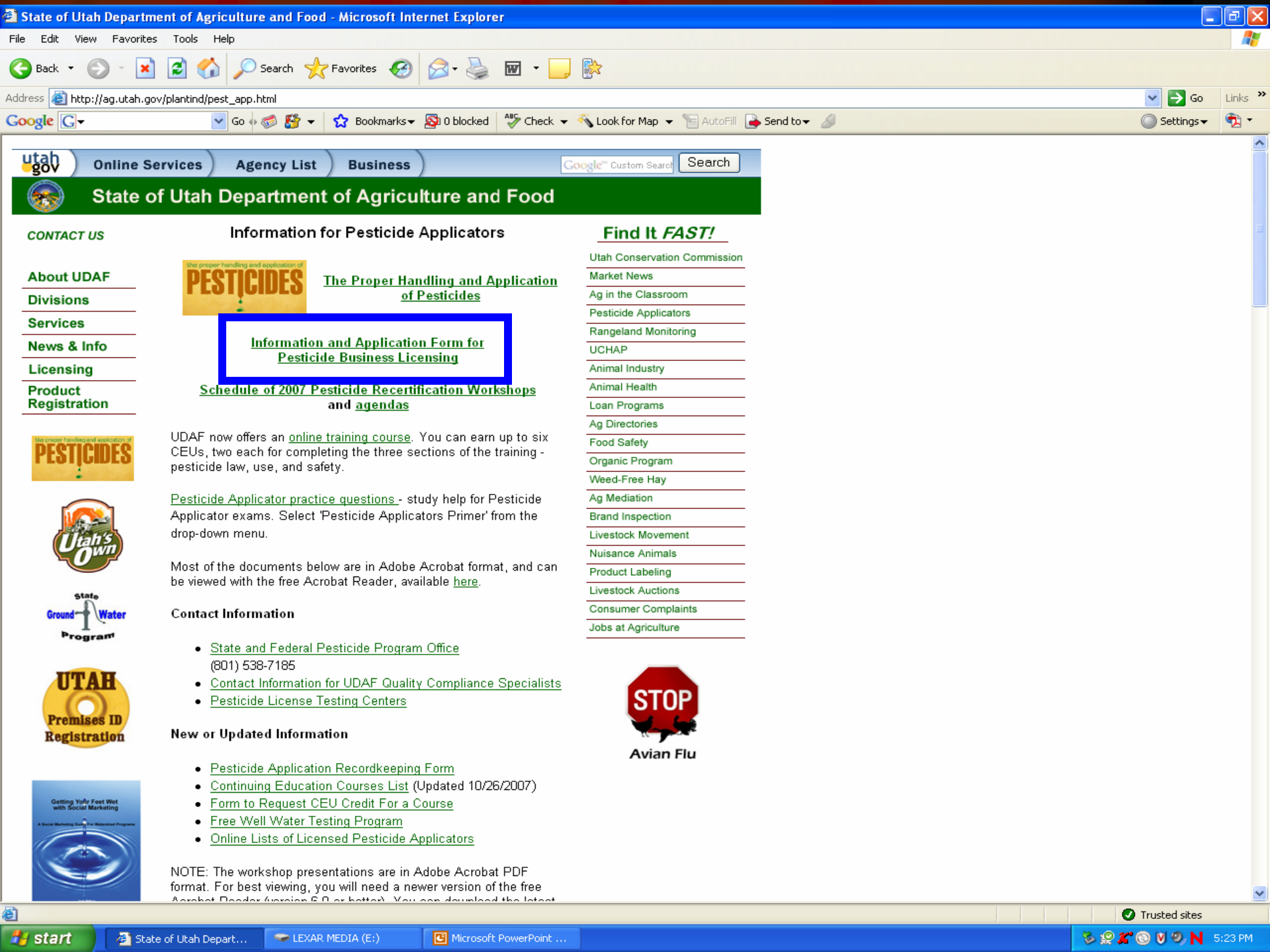
WARNING !!!

- The information you are about to receive may make you fighting mad.
- If so... be prepared!!!!



THE NEW COMMERCIAL PESTICIDE BUSINESS LAW

DON'T SHOOT THE
MESSENGER!!!



http://ag.utah.gov/licenses/4000.pdf - Microsoft Explorer

FileEditGo ToFavoritesHelp

Back

Search

Favorites

Addresshttp://ag.utah.gov/licenses/4000.pdfGoGo

Google

Go

Bookmarks

0 blocked

Check

AutoLink

AutoFill

Send to

Save a Copy

Search

Select

69%

Comment & Markup

Sign

Forms

This document contains interactive form fields.Highlight fields


Signatures

Layers

Pages

Attachments

Comments



UTAH DEPARTMENT OF AGRICULTURE AND FOOD

350 N. Redwood Road

P.O. Box 146500

Salt Lake City, UT 84114-6500

(801) 538-7185 Information (801) 538-7189 FAX

During the 2007 Legislative Session, House Bill 132 was passed and became law. This new law requires the Registration and Licensing of Commercial Pesticide Businesses with the Utah Department of Agriculture and Food (UDAF).

The purpose of the law is to better track Commercial Pesticide Companies. Previously only individual applicators were required to be licensed in Utah. With the new law a license will now be required for all Commercial Pesticide Businesses.

A Commercial Pesticide Business shall register with the Department by completing all of the following:

- Submitting an application
- Paying the registration fee

The Business License fee is triennial (once every three years) and will vary in the amount due dependant on the number of applicators:

Companies with 1-4 Commercial pesticide applicators	(\$75)
Companies with 5-9 Commercial pesticide applicators	(\$150)
Companies with 10 or more Commercial pesticide applicators	(\$300)

These fees are only required to be paid once every three years, with the Pesticide Business License expiring on December 31 at the end of the third year. All fees collected by the Utah Department of Agriculture and Food will be used in the pesticide program.


Each location that employs Commercial Pesticide Applicators is required to pay a Business License fee for that location.

Those Commercial Pesticide Applicators who are not affiliated with a Commercial Pesticide Business are required to obtain and pay the fees for a Commercial Pesticide Business License AND a Commercial Pesticide Applicator License.

Please fill out your company information and include the appropriate fees. Return the completed form to UDAF.

If you have any questions regarding this new law please contact us at 801-538-7185.

Clark Burgess, Pesticide Program Manager



UTAH DEPARTMENT OF AGRICULTURE AND FOOD

350 N. Redwood Road

P.O. Box 146500

Salt Lake City, UT 84114-6500

(801) 538-7185 Information (801) 538-7189 FAX

Pesticide Business Application

Your License Information:Type:Number:

Business Name:

Owner / Manager Name:

Mailing Address

Location Address

City/State/Zip

City/State/Zip

Phone (000) 000-0000:

Fax (000) 000-0000:

Email:

Commercial Applicators licensed in Utah

	First Name	Last Name	License No (Type 4001)	Phone	Location
1					
2					
3					
4					
5					
6					
7					
8					
9					
10					
11					
12					
13					
14					
15					

If you have more than 15 employees, please submit additional page(s) with information.

Please return this form to the Utah Department of Agriculture and Food either by FAX at (801) 538-7169, or by mail to:

Attention: Clark Burgess

Utah Department of Agriculture and Food

PO Box 146500

Salt Lake City, UT 84114-6500

Clear Form

Done

starthttp://ag.utah.gov/li...LEXAR MEDIA (E:)Microsoft PowerPoint ...Unknown Zone5:28 PM

Things you need to know

- It is a 3 year process
- Applicator's not affiliated with a company are not exempt.
- Liability is now equal, company is as liable as the applicator.

HOW IT HELPS UDAF!

- Upstart business will be more readily identified
- Contacting applicators will be easier
- Communication lines between regulators and applicators will be more open
- There will be less "I didn't Knows"

How it helps the Industry

- Compliant companies have an advertising benefit
- Compliant companies will be easier recognized –also- non compliant companies will be top priorities for inspections
- Companies can better track their applicators certification.

Things that will make you mad:

- A commercial license will not be given to a person until that person's company is registered.
- A company may not register without an applicator that is licensed to apply.
- Information may be shared with counties and cities to help commerce departments.

Business License Info & Fees

- The license is good for three years, expiring on December 31, of the 3rd year.
- 1-4 applicators - \$75
- 5-9 applicators - \$150
- 10+ applicators - \$300

PESTICIDE BUSINESS LICENSE

CLARK BURGESS, Pesticide Manager

Utah Dept. of Agriculture & Food

801-538-7188

cburgess@utah.gov

Or else....



ANY QUESTIONS?

